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19 ORACLE AMERICA, INC.

20 UNITED STATES DISTRICT COURT
21 NORTHERN DISTRICT OF CALIFORNIA
22 SAN FRANCISCO DIVISION

23 ORACLE AMERICA, INC.

24 Plaintiff, Case No. CV 10-03561 WHA

25 v.

26 GOOGLE INC.

27 Defendant.

**28 DECLARATION OF ALAN PURDY IN
SUPPORT OF ORACLE AMERICA,
INC.'S OPPOSITION TO GOOGLE'S
MOTION FOR SUMMARY JUDGMENT
ON COUNT VIII OF ORACLE'S
AMENDED COMPLAINT**

Date: Sept. 15, 2011

Time: 2:00 p.m.

Dept.: Courtroom 9, 19th Floor

Judge: Honorable William H. Alsup

1 I, Alan Purdy, declare as follows:

2 I am a Senior Forensic Software Analyst at Johnson-Laird, Inc., where I have been
3 employed since 1999. I earned my B.S. degree in Science Engineering from the University of
4 Michigan. I submit this declaration in support of Plaintiff Oracle America, Inc.'s Opposition to
5 Google's Motion for Summary Judgment on Count VIII of Oracle's Amended Complaint. I have
6 personal knowledge of the matters set forth herein and, if called to testify, could and would testify
7 competently to the following.

8 1. I have been retained to provide analysis on certain issues related to the copyright
9 and patent claims of this case.

10 2. Attached hereto as Exhibit A is a true and correct copy of the Opening Expert
11 Report of Alan Purdy Regarding Copyright that I prepared for this case on July 29, 2011. My
12 Opening Report also provides a more detailed description of my qualifications and experience,
13 including a curriculum vitae.

14 3. After submitting my Opening Expert Report, I discovered an error in the computer
15 program that I used to extract information from Oracle's Java JDK API descriptions and Google's
16 Android SDK library descriptions. The error caused the program to undercount the number of
17 program elements under analysis, including fields, constructors, and methods. I have since
18 corrected that error and created a revised Opening Report reflecting the updated numbers.
19 Attached hereto as Exhibit B is a true and correct copy of the Revised Opening Expert Report of
20 Alan Purdy Regarding Copyright dated August 18, 2011.

21 4. Attached hereto as Exhibit C is a true and correct copy of the Reply Expert Report
22 of Alan Purdy Regarding Copyright that I prepared for this case.

23 5. With the exception of the correction I mention above, which applies to my
24 Opening report, my reports contain a true and correct expression of my opinions based on the
25 facts as I currently know them, and accurately represent how I would testify at trial if called to do
26 so.

1 I declare under penalty of perjury under the laws of the United States that to the best of
2 my knowledge the foregoing is true and correct. Executed on August 19, 2011, in Portland,
3 Oregon.

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7 Alan Purdy
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